

550 FILED

COMPLAINT BY A PRISONER UNDER THE CIVIL RIGHTS ACT, 42 U.S.C. 1983

NAME WEAVER WILLIE
(LAST) (FIRST) (INITIAL)

PRISONER NUMBER J-91389

INSTITUTIONAL ADDRESS PELICAN BAY STATE PRISON P.O. Box 7000 CRESCENT CITY CA 95531

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CV 08 2257 JW

WILLIE WEAVER
(ENTER THE FULL NAME OF PLAINTIFF IN THIS ACTION)

VS.

CORRECTIONAL OFFICER DANIAL

CASE NO. 2257
(TO BE PROVIDED BY THE CLERK OF COURT)

(PR)

COMPLAINT UNDER THE CIVIL RIGHT ACT 42 U.S.C. 1983

(ENTER THE FULL NAME OF DEFENDANT(S) IN THIS ACTION)

(ALL QUESTIONS ON THIS COMPLAINT FORM MUST BE ANSWERED IN ORDER FOR YOUR ACTION TO PROCEED.)

1. EXHAUSTION OF ADMINISTRATIVE REMEDIES

NOTE: YOU MUST EXHAUST YOUR ADMINISTRATIVE REMEDIES BEFORE CLAIM CAN GO FORWARD, THE COURT WILL DISMISS ANY UNEXHAUSTED CLAIMS

A. PLACE OF PRESENT CONFINEMENT
PISU

B. IS THERE A GRIEVANCE PROCEDURE IN THIS INSTITUTION? YES () NO (X)

C. DID YOU PRESENT THE FACTS IN YOUR COMPLAINT FOR REVIEW THROUGH THE GRIEVANCE PROCEDURE? YES (X) NO ()

D. IF YOUR ANSWER IS YES, LIST THE APPEAL NUMBER AND THE DATE AND RESULT OF THE COMPLAINT

- 1 -

WILLIE WEAVER

STATEMENT OF CLAIM

STATE HERE AS BRIEFLY AS POSSIBLE THE FACTS OF YOUR CASE, BE SURE TO DESCRIBE HOW EACH DEFENDANT IS INVOLVED AND HOW TO INCLUDE DATES. WHEN POSSIBLE DO NOT GIVE ANY LEGAL ARGUMENTS OR CITE ANY CASES OR STATUTES, IF YOU HAVE MORE THAN ONE CLAIM, EACH CLAIM SHOULD BE SET FORTH IN A SEPARATE NUMBERED PARAGRAPH.

PLAINTIFF IS CONSTANTLY BEING HARASSED BY CORRECTIONAL OFFICER DANIAL ON 04/03/08 CORRECTIONAL OFFICER STAIRING IN CELL FOR OVER TWO MINUTES, AFTER FEEDING BREAKFAST HE SLAMED THE TRAY SLOT, THIS CORRECTIONAL OFFICER CONTINUE HARASSING PLAINTIFF THE DEFENDANT SHOWED DELIBERATE INDIFFERENCE UNDER THE EIGHT AMENDMENT THAT CONSTITUTE CRUEL UNUSUAL PUNISHMENT.

IN RELIEF

YOUR COMPLAINT CANNOT GO FORWARD UNLESS YOU REQUEST SPECIFIC RELIEF. STATE BRIEFLY EXACTLY WHAT YOU WANT ARE THE COURT TO DO FOR YOU, MAKE NO LEGAL ARGUMENTS, CITE NO CASES OR STATUTES.

LIABILITY DAMAGES: 50,000
FIFTY THOUSAND DOLLARS DUE TO:
HARRASSMENT'S, CONSPIRACY,
U.S. CONSTITUTION VIOLATION,
PUNITIVE DAMAGES: 50,000 FIFTY

THOUSAND DOLLARS DUE TO:
MENTAL ANGUISH, STRESS DISORDER.
I DECLARE UNDER PENALTY OF PERJURY
THAT THE FORGOING IS TRUE AND CORRECT.

SIGNED THIS 04 day of 23 20 08
COMPLAINT - 3 -

APPEAL AT EACH LEVEL OF REVIEW, IF YOU
DID NOT PURSUE A CERTAIN LEVEL OF
APPEAL EXPLAIN WHY.

1. INFORMAL APPEAL _____
2. FIRST FORMAL LEVEL _____
3. SECOND FORMAL LEVEL _____

E. IS THE LAST LEVEL TO WHICH YOU
APPEALED THE HIGHEST LEVEL OF
APPEAL AVAILABLE TO YOU?
YES () NO (X)

F. IF YOU DID NOT PRESENT YOUR
CLAIM FOR REVIEW THROUGH THE
GRIEVANCE PROCEDURE.

EXPLAIN WHY. STILL BEING
PROCESSED

II. PARTIES

A. WRITE YOUR NAME AND YOUR PRESENT
ADDRESS. DO THE SAME FOR ADDITIONAL
PLAINTIFFS, IF ANY. WILLIE WEAVER
PELICAN BAY STATE PRISON P.O. BOX 7000
CRESCENT CITY, CA. 95531.

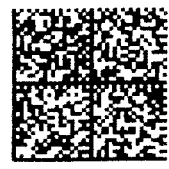
B. WRITE THE FULL NAME OF EACH
DEFENDANT HIS OR HER OFFICIAL
POSITION AND HIS OR HER PLACE
OF EMPLOYMENT.

CORRECTIONAL OFFICER DANIAL
PELICAN BAY STATE PRISON

COMPLAINT - (2) -

WILLIE WEAVER
J-91389 B-2-210
PELICAN BAY STATE
PRISON P.O. Box 7000
CRESCENT CITY, CA.
95531.

PELICAN BAY STATE PRISON
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Crescent City CA 95532



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